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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/766,239	01/29/2004	Kang Soo Seo	46500-000600/US	2911

30593 7590 06/27/2008

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EXAMINER	
JONES, HEATHER RAE	

ART UNIT	PAPER NUMBER
2621	

MAIL DATE	DELIVERY MODE
06/27/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No.	Applicant(s)	
	10/766,239	SEO ET AL.	
	Examiner	Art Unit	
	HEATHER R. JONES	2621	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE *3* MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☒ Responsive to communication(s) filed on *28 April 2008*.

2a)☐ This action is **FINAL**. 2b)☒ This action is non-final.

3)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4)☒ Claim(s) *1-6 and 8-45* is/are pending in the application.

4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5)☐ Claim(s) _____ is/are allowed.

6)☒ Claim(s) *1-6 and 8-45* is/are rejected.

7)☐ Claim(s) _____ is/are objected to.

8)☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9)☐ The specification is objected to by the Examiner.

10)☒ The drawing(s) filed on *29 January 2004* is/are: a)☒ accepted or b)☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12)☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a)☒ All b)☐ Some * c)☐ None of:

1.☒ Certified copies of the priority documents have been received.

2.☐ Certified copies of the priority documents have been received in Application No. _____.

3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☒ Notice of References Cited (PTO-892)
2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3) ☒ Information Disclosure Statement(s) (PTO/SB/08) Paper No(s)/Mail Date *4/28/08,6/9/08*.
4) ☐ Interview Summary (PTO-413) Paper No(s)/Mail Date. _____ .
5) ☐ Notice of Informal Patent Application
6) ☐ Other: _____.

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on April 28, 2008 has been entered.

Response to Arguments

2. Applicant's arguments filed April 28, 2008 have been fully considered but they are not persuasive.

The Applicant argues that Ando et al. fails to disclose clip information files. The Examiner respectfully disagrees. Ando et al. discloses in Figs. 3 and 4 a data area (112) that contains an area for storing audio/video related information (121) and within the audio/video related information area there contains an area for management information (130) that contains all the information for playing back the contents of the disc, which would include the clip information files. Therefore, Ando et al. discloses the meets the claim limitations and the rejection is maintained.

The Applicant argues that Ando et al. fails to disclose a first clip information file including a first entry point map and a second clip information file

including a second entry point map. The Examiner respectfully disagrees. Ando et al. discloses in Fig. 3 the management information data structure that pertains to the audio clips. As can be seen from row (h) entry maps are stored for the audio clips. Furthermore, Ando et al. discloses in Fig. 4 the management information data structure that pertains to the still picture clips. As can be seen from row (h) entry maps are stored for the still pictures. Fig. 7 is a representation of the data structure for the management information associated with a play list. Rows (c) and (e) represent the entry point maps for the still pictures and audio to be played back for that particular play list. Therefore, as can be seen from Figs. 3, 4, and 7 Ando meets the claimed limitations and the rejection is maintained.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

> A person shall be entitled to a patent unless –
>
> (e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 1-6 and 8-45 are rejected under 35 U.S.C. 102(e) as being anticipated by Ando et al. (U.S. Patent 7,054,545).

Recording claim **1**, Ando et al. discloses a computer-readable medium having a data structure for managing reproduction of still pictures, comprising: a

navigation area storing at least one playlist file (col. 11, lines 12-15), first and second clip information files (Figs. 3 and 4), the playlist file including at least one playitem and at least one sub-playitem, the playitem providing navigation information for reproducing at least one still picture from a first file, the sub-playitem providing navigation information for reproducing audio data from a second file (Figs. 7 and 8; col. 11, lines 31-35; col. 15, lines 34-36), the first clip information file including a first entry point map (Fig. 4, row (h)), the first entry point map including at least one entry point pointing to the still picture, and the second clip information file including a second entry point map (Fig. 3, row (h)), the second entry point map including at least one entry point pointing to the audio data (Figs. 7, 8, and 10); and a data area storing the first and second files, the data area being separate from the navigation area (Fig. 7), wherein the first clip information file corresponds to the first file and the second clip information file corresponds to the second file, and the clip information files are separate from the playlist file (Figs. 3 – management information for the audio information, 4 – management information for the still picture information, and 7 – playlist information).

Regarding claim **2**, Ando et al. discloses all the limitations as previously discussed with respect to claim 1 including that the entry point of the first entry point map provides an address of the still picture (Fig. 7 – row (c)).

Regarding claim **3**, Ando et al. discloses all the limitations as previously discussed with respect to claim 1 including that the playitem provides navigation

information for reproducing a plurality of still pictures; and the first entry point map includes an entry point, associated with each still picture, that points to the associated still picture (Fig. 7 – row (c); col. 11, lines 12-15).

Regarding claim **4**, Ando et al. discloses all the limitations as previously discussed with respect to claims 1 and 3 including that the second entry point map includes a plurality of entry points, each entry point pointing to a point in the audio data (Fig. 7 – row (e)).

Regarding claim **5**, Ando et al. discloses all the limitations as previously discussed with respect to claims 1, 3, and 4 including that the first clip file includes the plurality of still pictures, and the second clip file includes the audio data (Fig. 7; col. 5, lines 29-33).

Regarding claim **6**, Ando et al. discloses all the limitations as previously discussed with respect to claim 1 including that the second entry point map includes a plurality of entry points, each entry point pointing to a point in the audio data (Fig. 7 – row (e)).

Regarding claim **8**, Ando et al. discloses all the limitations as previously discussed with respect to claim 1 including that the playitem provides navigation information for reproducing presentation data from the first file, the presentation data includes at least the still picture and related data associated with the still picture (Figs. 1 and 11).

Regarding claim **9**, Ando et al. discloses all the limitations as previously discussed with respect to claims 1 and 8 including that the related data includes graphics data (Figs. 6A and 6B).

Regarding claim **10**, Ando et al. discloses all the limitations as previously discussed with respect to claims 1 and 8 including that the related data includes subtitle data (Figs. 6A and 6B).

Regarding claim **11**, Ando et al. discloses all the limitations as previously discussed with respect to claims 1 and 8 including that the presentation data is divided into one or more still picture units such that each still picture unit includes at least one still picture and associated related data (Figs. 1 and 11).

Regarding claim **12**, Ando et al. discloses all the limitations as previously discussed with respect to claims 1, 8, and 11 including that the presentation data is multiplexed into a transport stream on a still picture unit by still picture unit basis (col. 19, lines 16-18 – when the presentation data is reproduced the data has to be demultiplexed, therefore the data is originally multiplexed).

Regarding claim **13**, Ando et al. discloses all the limitations as previously discussed with respect to claims 1, 8, 11, and 12 including that each elementary stream of the presentation data are aligned within the still picture unit (Figs. 1, 32, and 36; col. 33, lines 41-52 – elementary streams are included in MPEG).

Regarding claim **14**, Ando et al. discloses all the limitations as previously discussed with respect to claims 1, 8, and 11-13 including that each elementary

stream is a packetized elementary stream (Figs. 1, 32, and 36; col. 33, lines 41-52 – elementary streams are included in MPEG).

Regarding claim **15**, Ando et al. discloses all the limitations as previously discussed with respect to claims 1, 8, and 11-14 including that each still picture unit includes one packet from each packetized elementary stream (Figs. 1, 32, and 36; col. 33, lines 41-52 – elementary streams are included in MPEG).

Regarding claim **16**, Ando et al. discloses all the limitations as previously discussed with respect to claim 1 including that the first file does not include audio data (Fig. 1 – image, audio, and text files are stored separately).

Regarding claim **17**, Ando et al. discloses a computer-readable medium having a data structure for managing reproduction of still pictures, comprising: a navigation area storing at least one playlist file (col. 11, lines 12-15), first and second clip information files (Figs. 3 and 4), the playlist file including at least one playitem and at least one sub-playitem, the playitem providing navigation information for reproducing at least one still picture from a first data stream, the sub-playitem providing navigation information for reproducing an audio stream from a second data stream separate from the first data stream (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36), the first clip information file including a first entry point map (Fig. 4, row (h)), the first entry point map including at least one entry point pointing to the still picture, and the second clip information file including a second entry point map (Fig. 3, row (h)), the second entry point map including at least one entry point pointing to the audio stream (Figs. 7, 8, and 10);

and a data area storing data from the first data stream and the second data stream, the data area stored separate from the navigation area (Fig. 7), wherein the first clip information file corresponds to the first data stream and the second clip information file corresponds to the second data stream, and the clip information files are separate from the playlist file (Figs. 3 – management information for the audio information, 4 – management information for the still picture information, and 7 – playlist information)..

Regarding claim **18**, Ando et al. discloses a method of recording a data structure for managing reproduction of at least one still image on a recording medium, comprising: recording at least one first file and at least one second fie in a data area of the recording medium (Fig. 7), recording at least one playlist file in a navigation area (col. 11, lines 12-15), first and second clip information files on the recording medium in a navigation area (Figs. 3 and 4), the playlist file including at least one playitem and at least one sub-playitem, the playitem providing navigation information for reproducing at least one still picture from the first file, the sub-playitem providing navigation information for reproducing audio data from the second file (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36), the first clip information file including a first entry point map (Fig. 4 – row (h)), the first entry point map including at least one entry point pointing to the still picture, and the second clip information file including a second entry point map (Fig. 3 - row (h)), the second entry point map including at least one entry point pointing to the audio data (Figs. 7, 8, and 10), wherein the data area is separate

from the navigation area (Fig. 7), the first clip information file corresponds to the first file and the second clip information file corresponds to the second file, and the clip information files are separate from the playlist file (Figs. 3 – management information for the audio information, 4 – management information for the still picture information, and 7 – playlist information).

Regarding claim **19**, Ando et al. discloses a method of reproducing a data structure for managing reproduction of at least one still image recorded on a recording medium, comprising: reproducing at least one first file and at least one second file in a data area of the recording medium (Fig. 7), reproducing at least one playlist file in a navigation area (col. 11, lines 12-15), first and second clip information files in a navigation area from the recording medium (Figs. 3 and 4), the playlist including at least one playitem and at least one sub-playitem, the playitem providing navigation information for reproducing at least one still picture from the first file, the sub-playitem providing navigation information for reproducing audio data from the second file (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36), the first clip information file including a first entry point map (Fig. 4 – row (h)), the first entry point map including at least one entry point pointing to the still picture, and the second clip information file including a second entry point map (Fig. 3 – row (h)), the second entry point map including at least one entry point pointing to the audio data (Figs. 7, 8, and 10), wherein the data area is separate from the navigation area (Fig. 7), the first clip information file corresponds to the first file and the second clip information file corresponds to the

second file, and the clip information files are separate from the playlist file (Figs. 3 – management information for the audio information, 4 – management information for the still picture information, and 7 – playlist information).

Regarding claim **20**, Ando et al. discloses in Fig. 14 an apparatus for recording a data structure for managing reproduction of at least one still image on a recording medium, comprising: a pickup configured to record data on the recording medium; a controller configured to record first and second files in a data area of the recording medium at least one playlist file in a navigation area (Fig. 7; col. 11, lines 12-15), first and second clip information files in a navigation area on the recording medium (Figs. 3 and 4), the playlist file including at least one playitem and at least one sub-playitem, the playitem providing navigation information for reproducing at least one still picture from the first file, the sub-playitem providing navigation information for reproducing audio data from the second file (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36), the first clip information file including a first entry point map (Fig. 4 - row (h)), the first entry point map including at least one entry point pointing to the still picture, and the second clip information file including a second entry point map (Fig. 3 - row (h)), the second entry point map including at least one entry point pointing to the audio data (Figs. 7, 8, and 10), wherein the data area is separate from the navigation area on the recording medium (Fig. 7 - row (c)), the first clip information file corresponds to the first file and the second clip information file corresponds to the second file, and the clip information files are separate from

the playlist file (Figs. 3 – management information for the audio information, 4 – management information for the still picture information, and 7 – playlist information).

Regarding claim **21**, Ando et al. discloses in Fig. 14 an apparatus for reproducing a data structure for managing reproduction of at least one still image recorded on a recording medium, comprising: a pickup configured to reproduce data recorded on the recording medium; a controller configured to control the pickup to reproduce first and second files in a data area on the recording medium and at least one playlist file in a navigation area (col. 11, lines 12-15), a first clip information file and a second clip information file in a navigation area from the recording medium (Figs. 3 and 4), the playlist file including at least one playitem and at least one sub-playitem, the playitem providing navigation information for reproducing at least one still picture from the first file, the sub-playitem providing navigation information for reproducing audio data from the second file (Figs. 7, 8, and 10; col. 11, lines 31-35; col. 15, lines 34-36), the first clip information file including a first entry point map (Fig. 4 – row (h)), the first entry point map including at least one entry point pointing to the still picture, and the second clip information file including a second entry point map (Fig. 3 – row (h)), the second entry point map including at least one entry point pointing to the audio data (Figs. 7, 8, and 10), wherein the data area is separate from the navigation area on the recording medium (Fig. 7 - row (c)), wherein the first clip information file corresponds to the first file and the second clip information file corresponds to the

second file, and the clip information files are separate from the playlist file (Figs. 3 – management information for the audio information, 4 – management information for the still picture information, and 7 – playlist information).

Regarding claims **22-27**, grounds for rejecting claims 8-13 applies for claims 22-27 respectively in their entireties.

Regarding claims **28-33**, grounds for rejecting claims 8-13 applies for claims 28-33 respectively in their entireties.

Regarding claims **34-39**, grounds for rejecting claims 8-13 applies for claims 34-39 respectively in their entireties.

Regarding claims **40-45**, grounds for rejecting claims 8-13 applies for claims 40-45 respectively in their entireties.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to HEATHER R. JONES whose telephone number is (571)272-7368. The examiner can normally be reached on Mon. - Thurs.: 7:00 am - 4:30 pm, and every other Fri.: 7:00 am - 3:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Miller can be reached on 571-272-7353. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for

published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/John W. Miller/
Supervisory Patent Examiner, Art Unit 2623

Heather R Jones
Examiner
Art Unit 2621

HRJ
June 16, 2008